

Utah Division of Oil, Gas & Mining 2012 Legislative Session

Bill #	Bill Title	Bill Sponsor	Purpose of Bill	Status/Actions
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ENERGY/MINERAL BILLS

HB 48	Coalition of Energy Producing States	Rep. Barrus	Extends the legislative Coalition formed in 2011 Session by one year to June 2013.	1/3 Public distribution 1/30 House approved 2/10 Sen approved w/amend 2/13 House concurred.
HB 74-S1	Eminent Domain Amends	Rep. Noel	Subsequent to 2011 Utah Supreme Court case: permits an eminent domain action for roads necessary for oil & gas. Adds negotiation and notice requirements before eminent domain action filed.	1/19 Public distribution 2/16 House approved
*HB 102	Blasting Regulations	Rep. Edwards	Grants rulemaking authority to Board of OGM for regulation of explosives used by a mineral mining operator within .5 mile of a residential structure. Creates UCA 40-8-24.	1/30 Public distribution 2/14 House Comm vote failed 1-7. May amend.
	*Directly applies to Title 40			
*HB 131	Liens for Preconstruction Service & Construction Work	Rep. Morley	Modification of Lien Code in Title 38, and includes edit of 40-6-8 regarding Oil & Gas unit operator liens.	2/1 Public distribution 2/17 House approved
HB 137	Energy Changes	Rep. Barrus	Modification of Office of Energy Development provisions.	2/3 Public distribution 2/21 House approved
HB 183	Call System Pipeline Breaks	Rep. King		2/4 Box Car
HB 210-S1	Severance Tax Amendments	Rep. Nielson	Transfers 100% of severance taxes to a permanent state trust fund versus the General Fund, after the existing distributions to the Uintah Basin and Navajo Revitalization Funds. Five year phase in.	12/19 Public distribution 1/25 Hse Comm approved 2/6 House vote failed 36-39
HB 457	Eminent Domain Revisions	Rep. Last		2/4 Box Car
HB 482	Severance Tax Funding for Certain Programs	Rep. Ivory		2/4 Box Car

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HJR 6-S2	Joint Resolution on Severance Tax	Rep. Nielson	Companion to HB210. Proposes to amend the Utah Constitution for severance tax revenue to be put into permanent state trust fund; submits the proposal to the voters. Sub #2: Begins July 1, 2016.	12/20 Public distribution 2/16 House substitution
SB 57	Issuance of Blasting Permits	Sen. Okerlund	Directs the State Fire Marshall Division to issue blasting permits when a local fire department does not have procedures for issuing such, or the project involves more than one fire department.	2/2 Public distribution 2/16 Senate approved
SB 65-S1	Alternative Energy Dev. Tax Incentives	Sen. Adams	Repeals Alternative Energy Dev Act and enacts Alternative Energy Tax Credit Act. Alternative energy to include coal-to-liquids, oil sands, oil shale, geothermal, etc. Office of Energy Development to set requirements for tax credits.	2/15 Public distribution 2/17 Sen Comm approved
* SB 77	Surface Owner Protection Act	Sen. Van Tassell	(Address O&G split estate on fee surface over fee mineral. To Legislative Counsel ~ 2/9)	2/4 Box Car
	*Directly applies to Title 40			
SB 83	Uintah Basin Energy Zones	Sen. Van Tassell	Modifies UCA 63J-8, Utah Resource Mgmt Plan for Fed Lands, by creating the Uintah Basin Energy Zone. Promotes full, responsible development and promotes local, state and federal collaboration.	2/10 Public distribution 2/15Sen Comm approved
SB 94	Electric Power Facilities Amendments	Sen. Bramble	Allows electric generating facilities an exemption of PSC certificate of public convenience and necessity, if pursuing "replacement project capacity." Relates to IPA transition to natural gas in future.	12/20 Public distribution 2/17 Sen Comm approved
SB 239	Severance Tax Revisions	Sen. Bramble	Amends distribution of severance tax revenues by increasing revenue into permanent state trust fund by \$8.5 million/year.	2/15 Public Distribution
SB 254	Severance Tax Code Revisions	Sen. Romero		2/4 Box Car.
SCR 8-S1	Supporting New Technology and Facilities that Enhance Prod/Value Uintah BlackWax	Sen. Van Tassell	Expresses support for new technologies and facilities that allow for and enhance the production and value of Uintah Black Wax for shipping at lower temperatures, including by truck and pipeline	2/8 Public distribution 2/13 Sen. Comm approved

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ADMINISTRATIVE BILLS

HB 2	New FY Supplemental Appropriations Act	Rep. Brown	Provides for funding increases in new fiscal year. No text yet.	1/19 Bill Numbered
HB 3	Appropriations Adjustments	Rep. Brown		2/4 Box Car
HB 5	NR, Ag, DEQ Base Budget	Rep. Mathis	Establishes funding of a base budget for 7/2012 to 6/2013.	1/31 House approved 2/1 Senate approved. Enrolled - Gov Signed
HB 9	State & Higher Education Compensation Adjustments	Rep. Brown		2/4 Box Car
HB 19-S1	State Issued Identification Numbers	Rep. Harper	Proposed phasing out by government use of a nine digit identification number to identify an individual unless required by federal law; prohibits use of SSN.	12/19 Public distribution 2/8 House approved 2/17 Senate approved
HB 28	Economic Development Task Force	Rep. Wilson	Creates a Task Force (8 of 14 = Legislators) to recommend how economic production can be increased in Utah. Includes reduction of regulatory barriers, increase exports, more high pay jobs, and more businesses. Reports required in Nov 2012 and Nov 2013.	12/19 Public distribution 1/27 House approved 2/1 Senate Comm approved
HB 64-S1	Amendments to Public Employee Health Care	Rep. Doughty	Defines dependent eligible coverage under PEHP for purposes of an unmarried employee's adult designee	1/12 Public distribution 2/10 House Rules substit.
HB 80-S1	Reorganization of Admin. Support Functions in State Agencies	Rep. Harper	Requires DAS study of administrative support functions for departments with < \$30 million of General Fund (DNR = \$36 Mil). Also, DHRM to provide payroll services to all state entities by 9/2012; DNR exempted on 2/7, but requires Interim report by Oct.	1/23 Public distribution 2/21 House approved.
HB 111	Amendments to Open & Public Meetings Act	Rep. Frank	Amends public body definition to include 2 or more members to discuss an issue assigned by the body or presiding officer	1/30 Public distribution 2/6 House Comm held

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HB 120	Information Technology Cost-Savings Incentive	Rep. Perry	Allows state agency to acquire information technology and related equipment without going through the Dept of Technology Services, and creates a financial incentive in next FY if results in cost savings	2/1 Public distribution 2/13 House Comm held
HB 136	Budget Reserve Account for Federal Funds	Rep. Ivory	Creates a restricted fund from 10% sales tax growth in case federal funds are reduced. Federal funds definition only applies to federal assistance programs, so may be N/A to OGM. Monitor.	2/2 Public distribution
HB 196	Abusive Workplace Policies	Rep. Sandstrom	Requires policy prohibiting abusive conduct in public body workplace. Abusive conduct includes repeated verbal abuse, etc.	2/3 Public distribution
HB 226	Closed Meeting Amends	Rep. Powell	Authorizes a public body to close a meeting to discuss legislative action by the public body if conducting the discussion in a closed meeting is preferable to conducting the discussion in open meeting	1/30 Public distribution. Sponsor not intend to pass
HB 251-S1	Utah State Personnel Mgmt Act Amendments	Rep. Daw	Clarifies DHRM to develop manager and supervisor training, subject to available funding. Incentive award has added requirements into statute.	1/6 Public distribution 1/25 House approved 2/10 Senate approved
HB 256-S2	Retirement Modifications	Rep. Ipson	Annual bill which edits the URS Code. Clarifies post-retirement employment provisions; reduces period to claim L-T disability from 12 months to 6 months.	1/9 Public distribution 2/16 House subst/approved.
HB 310	State & Political Subdivision Employment Amendments	Rep. McCay	Prohibits considering seniority as a primary factor when determining whether to terminate an employee during a Reduction In Force.	1/6 Public distribution 2/13 House Comm held.
HB 337	Open Government Amends	Rep. Dougall	Expect GRAMA amendment.	2/4 Box Car
HB 350	Payroll Deduction Amends	Rep. Daw	Modifies a provision relating to employer deductions from employee wages, to allow an employer to choose whether to deduct.	2/13 Public distribution
HB 436	Zero Based Budgeting for State Agencies	Rep. Frank		2/4 Box Car

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HB 437	Public Employees Health Care Benefits	Rep. Daw	Requires PEHP to offer training on HSA changing coverage, coordination of benefits, restrictions and tax implications	2/10 Public distribution
HB 449	Public Employees Status Modifications	Rep. Dee		2/4 Box Car
HB 460	Post-Employee Ret. Benefits	Rep. Eliason		2/4 Box Car
SB 3	Current Fiscal Year Supplemental Appropriations	Sen. Hillyard		2/4 Box Car
SB 153-S1	Procurement Amendments	Sen. Niederhauser	Creates penalties for not adhering to purchasing code. Requires more benefit analysis to allow low bid to not be awarded a contract; more training and reporting; multi-year contract clarification. 275 page bill	1/31 Public distribution 2/21 Senate Comm subst. and approved.
SB 166	Statutory Construction – Computation of Time	Sen. Valentine	Clarifies that a due date in Utah statute does not include a holiday, Saturday, or Sunday.	2/2 Public distribution 2/16 Senate approved
SB 177	GRAMA Amendments	Sen. Bramble	Requires annual training of agency record officers, creates position of records ombudsman, modifies some protected records standards	2/15 Public distribution 2/21 Sen Comm approved
SB 228	Phone Req. for State Employ.	Sen. Weiler		2/4 Box Car
SB 265	Allowance Eligibility for Retirement	Sen. Weiler		2/4 Box Car
SJR 17	Joint Rules Res.: Fiscal Notes	Sen. Osmond		2/4 Box Car
SJR 22	Joint Resolution on State Spending Limitations	Sen. Reid	Proposes to amend the Utah Constitution to limit legislative appropriations to the prior year actual plus inflation and any change in population, unless 3/5's approval by both Houses. Requires state surplus revenues to be used for specific purposes or refunded.	2/6 Public distribution 2/8 Senate Comm approved

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SB 11	DEQ Boards Adjudicative Proceedings	Sen. Dayton	Streamlines the appeal process from a full trial to an administrative records review. Amends provisions on intervention / stay.	1/25 Senate approved 2/1 Hse approved. Enrolled
SB 21-S1	DEQ Boards Revisions	Sen. Dayton	Reduces Boards to 9 members and modifies qualifications. Some powers transferred from Board to Exec. Director or Div. Director. 2/8 amendment changes Ex. Dir to non-voting unless to break a tie.	2/6 Senate approved 2/15 House amend approved